

PROB 12C  
(6/16)

Report Date: May 21, 2024

**United States District Court**FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

for the

**May 21, 2024**

SEAN F. MCAVOY, CLERK

**Eastern District of Washington****Petition for Warrant or Summons for Offender Under Supervision**

Name of Offender: Dennis R. Penfield

Case Number: 0980 2:04CR00165-MKD-1

Address of Offender: [REDACTED] Spokane, Washington 99207

Name of Sentencing Judicial Officer: The Honorable Justin L. Quackenbush, Senior U.S. District Judge

Name of the Supervising Judicial Officer: The Honorable Mary K. Dimke, U.S. District Judge

Date of Original Sentence: June 7, 2005

Original Offense: Possession with Intent to Distribute a Mixture or Substance Containing a Detectable Amount of Methamphetamine, 21 U.S.C. § 841(a)(1); Possession with Intent to Distribute 5 Grams or More of Actual (Pure) Methamphetamine, 21 U.S.C. § 841(a)(1); Possession with Intent to Distribute 50 Grams or More of Actual (Pure) Methamphetamine, 21 U.S.C. § 841(a)(1);

Original Sentence: Prison - 240 months;  
TSR - 120 months

Type of Supervision: Supervised Release

Asst. U.S. Attorney: Timothy John Ohms

Date Supervision Commenced: August 12, 2020

Defense Attorney: Federal Defenders Office

Date Supervision Expires: August 11, 2030

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**PETITIONING THE COURT**

To incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court on 6/23/2022, 10/25/2022, 2/8/2023, 3/6/2023, 3/13/2023 and 5/6/2024.

On August 12, 2020, a supervision intake was completed, at which time the conditions of Mr. Penfield's release were reviewed with him. Mr. Penfield signed a copy of his judgment, acknowledging an understanding of the conditions imposed by the Court.

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
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13	<b><u>Special Condition # 4c imposed on March 14, 2023:</u></b> You must abstain from the use of illegal controlled substances, and must submit to urinalysis and sweat patch testing, as directed by the supervising officer, but no more than 6 tests per month, in order to confirm continued abstinence from these substances.
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**Supporting Evidence:** It is alleged that Dennis Penfield violated the terms of his supervised release by consuming controlled substances, Fentanyl, on or about May 13, 2024.

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On May 13, 2024, Mr. Penfield appeared at Pioneer Human Services (PHS ) and submitted to a random urinalysis. The sample tested presumptive negative. The sample was sent to the lab for additional testing. On May 21, 2024, a lab report was received and confirmed a positive presence for Fentanyl. It was also noted to be a dilute specimen, indicating efforts to circumvent testing.

The U.S. Probation Office respectfully recommends the Court to incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 05/21/2024

s/Melissa Hanson

Melissa Hanson

U.S. Probation Officer

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## THE COURT ORDERS

- ☐ No Action
- ☐ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☒ The incorporation of the violation(s) contained in this petition with the other violations pending before the Court.
- ☐ Defendant to appear before the Judge assigned to the case.
- ☒ Defendant to appear before the Magistrate Judge.
- ☐ Other

*M. K. Brinke*



Signature of Judicial Officer

5/21/2024

Date